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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): **Fernandez, Dennis S.**

Docket No.: **FERN-P006**

Serial No.: **09/435,504**

Group Art Unit: **3626**

Filed: **11/6/1999**

Examiner: **Robert W. Morgan**

Title: **Bioinformatic Transaction Scheme**

INFORMATION DISCLOSURE STATEMENT

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In keeping with the duty of candor and good faith owed to the Patent and Trademark Office, Applicant wish to bring the enclosed printed publications and U.S. patent references to the attention of the Examiner.

Applicant submitted these information disclosure statements to the US Patent and Trademark Office on 6/21/2004. However, applicant unintentionally did not follow the rule set in CFR 1.97(d)(2)(i) and 1.97(e).

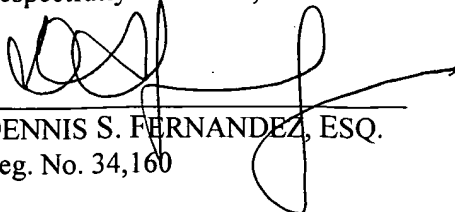
On August 2, applicant received a denial from the examiner stated that a proper certification is required as set in 37 CFR 1.97(d)(2)(i) and 1.97(e).

Applicant respectfully states the statements as set in rule 37 CFR 1.97(d)(2)(i) and 1.97 as follow:

- a) These information disclosure statements were first cited in the GB Patent Office on June 4, 2004.
- b) Applicant filed the information disclosure with the US Patent and Trademark Office on June 21, 2004.
- c) Applicant also paid the fee set forth in 1.17(p) with the check #1067 for the amount \$180.00.

Base on the decision of denial, applicant respectfully submits the Search Report under section 17 by GB Patent Office (to serve as a proper certification) required by the examiner. Applicant also resubmits forms PTO/SB/08A and PTO/SB/08B listing these references are attached.

Respectfully submitted,



DENNIS S. FERNANDEZ, ESQ.
Reg. No. 34,160

8/30/04

Date

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(Use as many sheets as necessary)

Sheet 1

of 2

Complete if Known

Application Number	09/435,504
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Filing Date	11/6/1999
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First Named Inventor	Fernandez, Dennis S.
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Art Unit	3626
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Examiner Name	Morgan, Robert W
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Attorney Docket Number	FERN-P006
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U. S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

[illegible]

**Examiner
Signature**

Date . . .
Considered

Signature _____

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language translation is attached.

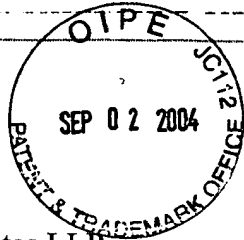
The appropriate symbols as indicated on the document under "What's Stated" must be used. The information is required to obtain or retain a benefit by the public which is to file (and by the Translation is attached). This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. 1-800-PTO-9199 (1-800-786-9199) and select option 2.

TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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www.uspto.gov

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Menlo Park, CA 94025

Paper No. 24

In re Application of	:	DECISION ON PETITION UNDER
Dennis Sunga Fernandez	:	37 CFR 1.97(d) FOR
Serial No. 09/435,504	:	CONSIDERATION OF
Filed: November 6, 1999	:	INFORMATION DISCLOSURE
For: BIOINFORMATIC	:	STATEMENT AFTER FINAL
TRANASCATION SCHEME	:	REJECTION

The petition under 37 CFR 1.97(d), filed 6/25/2004 for consideration of an information disclosure statement after Final Rejection has been:

☐ GRANTED. The information disclosure statements will be considered by the examiner.

☒ DENIED.

The petition lacks:

☐ The required fee under 37 CFR 1.97(d)(2)(iii) and 1.17(i)(1).

☒ A proper certification as specified in 37 CFR 1.97(d)(2)(i) and 1.97(e).

The information disclosure statement been placed of record in the file but will not be considered by the examiner.

Joseph Thomas
SPE, Art Unit 3626